



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2643
141
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In Re the Application of:

MILLER et al.

Serial No.: 10/082,988

Filed: February 26, 2002

Confirmation No.: 7053

Atty. File No.: 45568-00210

For: "FREQUENCY RESPONSE
EQUALIZATION SYSTEM FOR
HEARING AID MICROPHONES"

) Group Art Unit: 2643

) Examiner: NI, Suhan

) **AMENDMENT AND RESPONSE**

CERTIFICATE OF MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>November 16, 2004</u>	
MARSH FISCHMANN & BREYFOGLE LLP	
BY: <u>Bobby D. Simon</u>	
Bobby D. Simon	

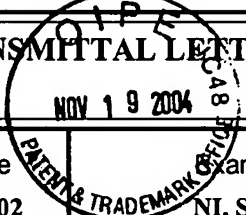
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a mailing date of July 22, 2004. Enclosed herewith is a petition for a one-month extension of time, thereby extending the time period for response from October 22, 2004 to November 22, 2004, as well as a check in the amount of \$55.00 as the fee for such extension. Please credit any overpayment or charge any underpayment to Deposit Account No. 50-1419.

Please amend the above-identified patent application as follows:

AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No. 45568-00210	
Applicant(s): MILLER, et al.					



Application No. 10/082,988	Filing Date Feb. 26, 2002	Examiner NI, Suhan	Customer No. 25231	Group Art Unit 2643	Confirmation No. 7053
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Invention:

FREQUENCY RESPONSE EQUALIZATION SYSTEM FOR HEARING AID MICROPHONES

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

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CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	42 -	47 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	5 -	5 =	0 x	\$44.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

☒ No additional fee is required for amendment.

☐ Please charge Deposit Account No. _____ in the amount of _____

☐ A check in the amount of _____ to cover the filing fee is enclosed.

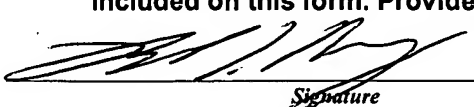
☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1419

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☐ Any patent application processing fees under 37 CFR 1.17.

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



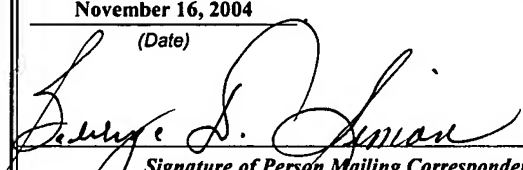
Signature

Russell T. Manning, Esq.
 Registration No. 51,260
MARSH FISCHMANN & BREYFOGLE LLP
 3151 South Vaughn Way, Suite 411
 Aurora, Colorado 80014
 (720)562-5502

Dated: November 16, 2004

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on November 16, 2004

(Date)



Signature of Person Mailing Correspondence

Bobby D. Simon

Typed or Printed Name of Person Mailing Correspondence

CC: